EXHIBIT A

Barry E. Bressler (admitted pro hac vice)
Richard A. Barkasy (admitted pro hac vice)
Benjamin P. Deutsch (BD-5435)
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Attorneys for Genoveva Bermudez

IN THE UNITED STATES BANKRUF FOR THE SOUTHERN DISTRICT OF			
		X	
In was		:	Chapter 11
In re:		:	Chapter 11
MOTORS LIQUIDATION COMPANY f/k/a GENERAL MOTORS CORP., et a		:	Case No. 09-50026 (REG)
		:	
De	btors.	: X	(Jointly Administered)

DECLARATION OF LARRY E. COBEN, ESQUIRE

Larry E. Coben, of full age, hereby declares:

- 1. I am attorney at law admitted to the bar in the state of Arizona and the Commonwealth of Pennsylvania.
- I am co-counsel for Genoveva Bermudez, the wife of decedent, Edward
 Zuniga Torres.
- 3. On October 24, 2007, Mr. Torres lost his life as a result of burns he suffered in an accident while driving a truck manufactured by Motors Liquidation Company, f/k/a General Motors Corporation ("GM"), in Glendale, Arizona.
- 4. On October 22, 2008, Ms. Bermudez filed an action in the Superior Court of the State of Arizona, Maricopa County, Docket No. CV 2008-026466, in which she asserts that, *inter alia*, the fire which erupted during the accident was caused by a defect in the GM-

manufactured truck (the "Arizona Case") driven by Mr. Torres. Mr. Torres is survived by Ms. Bermudez and his four children. The Complaint was filed by my co-counsel in the Arizona Case, Richard Langerman, Esquire. A true and correct copy of the Complaint is attached as **Exhibit A**.

- 5. On June 1, 2007, GM filed for protection under Chapter 11 of the United States Bankruptcy Code in the United States Bankruptcy Court for the Southern District of New York.
- 6. Ms. Bermudez is listed as a products liability claimant on the bankruptcy schedules filed by GM. A true and correct copy of the pertinent page of GM's bankruptcy schedules is attached as **Exhibit B**.
- 7. In addition, Ms. Bermudez was appointed to serve on the Official Committee of Unsecured Creditors by the United States Trustee. A true and correct copy of the Notice of Appointment of Committee of Unsecured Creditors is attached as **Exhibit C**.
- 8. Ms. Bermudez's failure to file a proof of claim before the bar date established by the Bankruptcy Court is the result of excusable neglect. Mr. Langerman and I each misunderstood that the other would be submitting the proof of claim form.
- 9. On February 23, 2010, the Bankruptcy Court entered an Order approving the Debtors' proposed alternative dispute resolution procedures (the "ADR Procedures"). Mr. Langerman and I realized that neither of us had filed a proof of claim form when we did not receive one of the initial notices issued by the Debtors under the ADR Procedures with regard to Ms. Bermudez's claim.

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I declare under the penalty of perjury that the foregoing statements made by me are true and correct to the best of my knowledge, information and belief.

Larry E. Coben

1 2	Law Office of Richard Langerman 4506 N. 12 th Street Phoenix, Arizona 85014 (602) 240-5525						
3 4	RICHARD W. LANGERMAN #009175 Attorneys for Plaintiff Genoveva Bermude	OCT 32 2008					
5	IN THE SUPERIOR COURT OF THE STATE OF ARIZONA						
6	IN AND FOR THE COUNTY OF MARICOPA						
7)					
8 9	GENOVEVA BERMUDEZ, individually and on behalf of CLAIRE TORRES, GABRIELLA TORRES,	NO. CV					
10	TORRES, GABRIELLA TORRES, ARIANNA TORRES, ISABELLA TORRES, and NATALIA TORRES	CV 2008-026466					
11) COMPLAINT					
12	Plaintiff,) (Tort - Motor Vehicle)					
13	VS.) (Product Liability)					
14	GENERAL MOTORS CORPORATION, MORGAN OLSON						
15	CORPORATION, MORGAN OLSON CORPORATION, JASON ILG, AND DOES 1 - 10,						
16							
17	Defendants.						
18	T1 : .:00 C	, , , , , , , , , , , , , , , , , , ,					
19	·	pursuant to A.R.S. § 12-611 et seq., for					
20	her claim against defendants, alleges as foll	ows:					
21	I.						
22		z, is, and at all relevant times was, a					
23	resident of the State of Arizona.						
24	II.						
25	Defendant, Jason Ilg, is, and at relevant times was, a resident of the State						
26	of Arizona.						
27							
28							
- 11		1					

1 Ш. 2 Defendant, General Motors Corporation (General Motors), is a Delaware 3 corporation which is licensed to do and doing business in the State of Arizona. 4 IV. Defendant, Morgan Olson Corporation formerly known as Grumman 5 Olson Industries, Inc. (Grumman), is a Michigan corporation which is licensed to do 6 7 and doing business in the State of Arizona. 8 V. 9 Does 1 through 10 are, and at all times mentioned herein were. 10 corporations and/or partnerships and/or business entities and/or other persons authorized to do and doing business in the State of Arizona. At the present time, the 11 true names and capacities of defendants Does 1 through 10 are unknown to plaintiff 12 13 and thus plaintiff sues them by fictitious names. Plaintiffs are informed and believe. 14 and therefore allege, that each defendant designated as Doe was legally responsible in some manner for the events and happenings referred to herein and proximately 15 16 caused injuries and damages to plaintiff. 17 VI. At all relevant times plaintiff, Genoveva Bermudez, was the wife of 18 19 decedent, Edward Zuniga Torres. 20 VII. 21 Claire Torres, Gabriella Torres, Arianna Torres, and Isabella Torres are 22 the natural born children of decedent, Edward Zuniga Torres. 23 VIII. Natalia Torres is the mother of the decedent, Edward Zuniga Torres. 24 25 IX. 26 On or about October 24, 2007 Edward Zuniga Torres was driving a 27 United Parcel Services truck east on Peoria Avenue in Glendale, Arizona. 28

1 X. 2 On or about October 24, 2007 defendant, Jason Ilg, was driving a vehicle westbound on Peoria Avenue in Glendale, Arizona and crashed his car into the truck 3 4 being driven by Mr. Torres. XI. 5 At the time of the traffic accident on October 24, 2007 Mr. Ilg was 6 driving under the influence of intoxicants in violation of Arizona law. 7 8 XII. The crash between Mr. Torres' truck and Mr. Ilg's car was caused by Mr. 9 10 Ilg's negligence. XIII. 11 12 As a result of the October 24, 2007 traffic accident, Mr. Torres suffered 13 fatal injuries. XIV. 14 15 The truck that Mr. Torres was driving on October 24, 2007 was manufactured by defendants General Motors and Does 1 through 3. 16 17 XV. 18 The truck that Mr. Torres was driving on October 24, 2007 was 19 assembled by defendants Grumman and Does 4 through 6. 20 XVI. 21 At the time that the truck that Mr. Torres was driving on October 24, 2007 was put into the stream of commerce by defendants, General Motors, Grumman, 22 23 and Does 1 through 6, it was in a defective and unreasonably dangerous condition. 24 XVII. 25 As a direct and proximate result of the defective and unreasonably 26 dangerous condition of the truck that Mr. Torres was driving on October 24, 2007, 27 Mr. Torres' accident related injuries were enhanced. 28

1 XVIII. 2 As a direct and proximate result of the death of Edward Torres, Ms. Bermudez has suffered, and will continue to suffer in the future, loss of love, 3 affection, companionship, support and comfort and has experienced, and will 4 5 experience in the future, shock, anguish, horror and grief. 6 XIX. 7 As a direct and proximate result of the death of Edward Torres, Ms. 8 Bermudez has incurred expenses for the funeral and burial of Mr. Torres. 9 XX. 10 As a direct and proximate result of the death of Edward Torres, Claire 11 Torres, Gabriella Torres, Arianna Torres, Isabella Torres, and Natalia Torres have suffered, and will continue to suffer in the future, loss of love, affection, 12 13 companionship, support and comfort and have experienced and will experience in the 14 future shock, anguish, horror and grief. 15 XXI. 16 As a direct and proximate result of the death of Edward Torres, Ms. 17 Burmedez has incurred a loss of financial support. 18 XXII. 19 Plaintiff's damages are in excess of the jurisdictional limits of this court. 20 WHEREFORE, plaintiff prays for judgment against the defendants, and 21 each of them, as follows: 22 1. For the just and reasonable compensation for Genoveva Bermudez for the loss of love, affection, companionship, support 23 24 and comfort as well as the shock, anguish, horror and grief 25 resulting from the death of Edward Torres. 2. 26 For the just and reasonable compensation for Claire Torres, 27 Gabriella Torres, Arianna Torres, Isabella Torres, and Natalia 28 Torres for the loss of love, affection, companionship, support and

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1	comfort as well as the shock, anguish, horror and grief resulting
2	from the death of Edward Torres
3	3. For the reasonable value of the lost financial support sustained by
4	Ms. Bermudez as a result of the death of Edward Torres.
5	4. For the reasonable value of the funeral and burial expenses of
6	decedent, Edward Torres.
7	5. For plaintiff's costs incurred herein.
8	6. For such other and further relief as the court may deem just and
9	proper.
10	DATED this Z2 nd day of October, 2008
11	LAW OFFICE OF RICHARD LANGERMAN
12	Dr. Lilia
13	By Kich (ling_ RICHARD W. LANGERMAN 4506 N. 12 th Street
14	Phoenix, Arizona 85014 Attorney for Plaintiff
15	Attorney for Plaintiff
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III. 1 Defendant, General Motors Corporation (GM), is a corporation which 2 is licensed to do business in the State of Arizona. 3 IV (A). 4 Defendant, General Motors Company (GM Co.), is a corporation which 5 is licensed to do business in the State of Arizona. 6 IV (B). 7 Defendant, Pullano's Pizza, Inc. (Pullano's), is an Arizona corporation 8 which is licensed to do and is doing business in the State of Arizona. 9 V. 10 Does 1 through 10 are, and at all times mentioned herein were, 11 corporations and/or partnerships and/or business entities and/or other persons 12 authorized to do and doing business in the State of Arizona. At the present time, the 13 true names and capacities of defendants Does 1 through 10 are unknown to plaintiff 14 and thus plaintiff sues them by fictitious names. Plaintiffs are informed and believe, 15 and therefore allege, that each defendant designated as Doe was legally responsible 16 in some manner for the events and happenings referred to herein and proximately 17 caused injuries and damages to plaintiff. 18 VI. 19 At all relevant times plaintiff, Genoveva Bermudez, was the wife of 20 decedent, Edward Zuniga Torres. 21 VII. 22 Claire Torres, Gabriella Torres, Arianna Torres, and Isabella Torres are 23 the natural born children of decedent, Edward Zuniga Torres. 24 VIII. 25 Natalia Torres is the mother of decedent, Edward Zuniga Torres. 26 27 28 IX. 2

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1 On or about October 24, 2007 Edward Zuniga Torres was driving a 2 United Parcel Services truck east on Peoria Avenue in Glendale, Arizona. 3 X. 4 On or about October 24, 2007 defendant, Jason Ilg, was driving a vehicle 5 westbound on Peoria Avenue in Glendale, Arizona and crashed his car into the truck 6 being driven by Mr. Torres. 7 XI. 8 At the time of the traffic accident on October 24, 2007 Mr. Ilg was 9 driving under the influence of intoxicants in violation of Arizona law. 10 XII. The crash between Mr. Torres' truck and Mr. Ilg's car was caused by Mr. 11 Ilg's negligence. 12 XIII. 13 14 As a result of the October 24, 2007 traffic accident, Mr. Torres suffered 15 fatal injuries. XIV. 16 17 The truck that Mr. Torres was driving on October 24, 2007was 18 manufactured, assembled and distributed by defendant GM and Does 1 through 5. 19 XV. 20 21 At the time that the truck that Mr. Torres was driving on October 24. 22 2007 was put into the stream of commerce by defendants GM and Does 1 through 5, 23 it was in a defective and unreasonably dangerous condition. 24 XVI. 25 As a direct and proximate result of the defective and unreasonably 26 dangerous condition of the truck that Mr. Torres was driving on October 24, 2007, 27 Mr. Torres' accident related injuries were enhanced. 28 XVII.

Defendants GM and Does 1 through 5, in promoting, selling, supplying,
and marketing the truck that Mr. Torres was driving on October 24, 2007, expressly
and impliedly warranted that the truck was merchantable, fit and safe for the ordinary
and foreseeable purposes for which it was sold.
XVIII.
Defendants GM and Does 1 through 5 breached their express and
implied warranties by delivering and/or supplying the truck that Mr. Torres was
driving on October 24 2007 in an unsafe, defective, and unfit condition.
XIX.
As a result of Defendants' breach of warranties, Mr. Torres' accident-
related injuries were enhanced.
XX.
Defendant GM Co. acquired the assets and liabilities of GM and/or has
continued the same business of Defendant GM and is, therefore, the successor
corporation of GM.
XXI.
GM Co. uses the same facilities and employees to market the same
products and services as GM.
XXII.
GM Co.'s Board of Directors includes members of the Board of
Directors of GM.
XXIII.
GM Co.'s officers include persons who served as officers of GM.
XXII.
In addition to acquiring the facilities and employees of GM, GM Co. also
acquired the good will and other intangible assets of GM.
XXV.
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As a direct and proximate result of the death of Edward Torres, Ms. Bermudez has incurred expenses for the funeral and burial of Mr. Torres.

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1 XXXIII. 2 As a direct and proximate result of the death of Edward Torres, Claire 3 Torres, Gabriella Torres, Arianna Torres, Isabella Torres, and Natalia Torres have 4 suffered, and will continue to suffer in the future, loss of love, affection, 5 companionship, support and comfort and have experienced and will experience in the 6 future shock, anguish, horror and grief. 7 XXXIV. 8 As a direct and proximate result of the death of Edward Torres, Ms. 9 Burmedez has incurred a loss of financial support. 10 XXXV. 11 Plaintiff's damages are in excess of the jurisdictional limits of this court. 12 WHEREFORE, plaintiff prays for judgment against the defendants, and each of them, as follows: 13 For the just and reasonable compensation for Genoveva 14 1. 15 Bermudez for the loss of love, affection, companionship, support 16 and comfort as well as the shock, anguish, horror and grief resulting from the death of Edward Torres. 17 2. 18 For the just and reasonable compensation for Claire Torres. 19 Gabriella Torres, Arianna Torres, Isabella Torres, and Natalia 20 Torres for the loss of love, affection, companionship, support and 21 comfort as well as the shock, anguish, horror and grief resulting from the death of Edward Torres 22 23 3. For the reasonable value of the lost financial support sustained by 24 Ms. Bermudez as a result of the death of Edward Torres. 25 4. For the reasonable value of the funeral and burial expenses of 26 decedent, Edward Torres. 27 5. For plaintiff's costs incurred herein.

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1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	6. For such other and further relief as the court may deem just and proper. DATED thisigth_ day of October, 2009. Larry Coben COBEN & ASSOCIATES 8710 E. Vista Buena Dr. Scottsdale, Az. 85255 LAWOFFICE OF RICHARD LANGERMAN 4506 N. 12th Street Phoenix, Arizona 85014 Attorneys for Plaintiff Copy of the foregoing hand delivered thisigth_ day of October, 2009 to: The Honorable Robert Oberbilling Maricopa County Superior Court 125 W. Washington, OCH 202 Phoenix, AZ 85003 Copies of the foregoing mailed thisigth_ day of October, 2009 to: Larry Coben COBEN & ASSOCIATES 8710 East Vista Buena Drive Scottsdale, AZ 85255 Co-Counsel for Plaintiff Scott A. McKay SCOTT A. McKAY, PC 2111 E. Highland, Suite 190 Phoenix, AZ 85016 Co-Counsel for Arianna and
232425	Isabella Torres
252627	Rule Chay
28	7

Motors Liquidation Company Case Number: 09-50026

Exhibit F-6

Product Liability Litigation

					Total Claim
Creditor Name	Address	City, State & Zip	<u>C</u>	<u>U</u> <u>D</u>	Amount
BENNETT, RALPH	DURST LAW FIRM PC 319 BROADWAY	NEW YORK,NY,10007	V	V V	UNDETERMINED
BENNETT, RONALD	2130 AUDUBON CRT	GROVE CITY,OH,43123	V	VV	UNDETERMINED
BENNETT, SOPHIA	59 ST GEORGE TER	BEAR,DE,19701	V	V V	UNDETERMINED
BENNINGFIELD, CHARLOTTE	1315 HIGHWAY 289	LEBANON,KY,40033-9302	~	V V	UNDETERMINED
BENOIT, BARRIE	2172 AVALON ST	BEAUMONT,TX,77701	V	V	UNDETERMINED
BENSON, DEON	7346 SILVER LEAF LN	WEST BLOOMFIELD,MI,48322-3332	V	V V	UNDETERMINED
BENSTEAD, DEBBIE	101 HAWK POINT CT	FOLSOM,CA,956301531	✓	V V	UNDETERMINED
BENTLEY, TONYA	13402 SADDLEBROOK TRAIL	AUSTIN,TX,78729	V	V	UNDETERMINED
BENTON, DEBBIE	921 N ANGLIN ST	CLEBURNE,TX,76031-3201	V	V	UNDETERMINED
BERARDI, STEPHEN	11 FARMVIEW LANE	FARIPORT,NY,14450	V		UNDETERMINED
BERARDINO, DAVID	14 SCHOOL ST	NATICK,MA,01760-4750	V	V	UNDETERMINED
BEREPKOWSKI, SAVANAH	1402 S OAKLAND APT B1	GREENBAY,WI,54303	V	V V	UNDETERMINED
BERG, LEE ANN	PO BOX 276	TIGERTON,WI,54486	V	\checkmark	UNDETERMINED
BERG, SCOTT	3415 83RD ST UNIT E12	WOODRIDGE,IL,60517	V	V V	UNDETERMINED
BERGER, KAREN	45501 VANKER AVE	UTICA,MI,48317-5797	✓	V V	UNDETERMINED
BERIOU, MICHAEL	37731 HAWTHORNE AVE	NORTH BRANCH,MN,55056- 5963	✓	V	UNDETERMINED
BERLIN CITY CHEVROLET	DOUGLAS KNIGHT & ASSOCIATES INC PO BOX 10517 TEAM SUBRO 4	BRADENTON,FL,34282	V		UNDETERMINED
BERLIN CITY CHEVROLET	THE HARTFORD INSURANCE COMPANY 545 MAIN STREET	GORHAM,NH,03581	✓		UNDETERMINED
BERLIN CITY CHEVROLET	ZURICH INSURANCE 7045 COLLEGE BLVD	OVERLAND PARK,KS,66211	✓	V V	UNDETERMINED
BERLINGIERI, JOSEPH	MONACO & MONACO 7610-7612 13TH AVE. SECOND FLOOR	BROOKLYN,NY,11228	V		UNDETERMINED
BERMUDEZ, GENOVEVA	LANGERMAN RICHARD 4506 NORTH 12TH STREET	PHOENIX,AZ,85014	V	V V	UNDETERMINED
BERNARD, SCOTT	P.O. BOX 369	MONTPELIER, VT, 05601-0369	V	VV	UNDETERMINED
BERNARDEZ, ELIZABETH	THOMPSON WILLIAM DEFOREST JR PA 1422 HENDRY STREET SUITE 302	FORT MYERS,FL,33901	V	VV	UNDETERMINED
BERNARDEZ, WILLIAM	WILLIAM DEFOREST THOMPSON 1422 HENDRY STREET SUITE 302	FORT MYERS,FL,33901	V	V V	UNDETERMINED
BERNI, RICK	6701 BUCKSKIN AVE	LAS VEGAS,NV,89108	V	VV	UNDETERMINED
BERRY, CAROL	OLSMAN MUELLER PC 2684 W 11 MILE ROAD	BERKLEY,MI,48072	✓	VV	UNDETERMINED
BERRY, JAMES	OLSMAN MUELLER PC 2684 W 11 MILE ROAD	BERKLEY,MI,48072	✓	V V	UNDETERMINED